

IC 4-4-19**Chapter 19. Trademarks for Use on Indiana Products****IC 4-4-19-1****"Department" defined**

Sec. 1. As used in this chapter, "department" refers to the department of commerce.

As added by P.L.23-1987, SEC.2.

IC 4-4-19-2**"Trademark" defined**

Sec. 2. As used in this chapter, "trademark" has the meaning set forth in IC 24-2-1-2.

As added by P.L.23-1987, SEC.2.

IC 4-4-19-3**Distinctive trademark; registration**

Sec. 3. (a) Before July 1, 2004, the department shall devise a distinctive trademark and register it with the secretary of state under IC 24-2-1. The trademark must indicate in some way that the product to which it is affixed is substantially produced or assembled in Indiana.

(b) The department shall register the trademark with the United States Patent and Trademark Office.

As added by P.L.23-1987, SEC.2. Amended by P.L.30-2003, SEC.1.

IC 4-4-19-4**Application**

Sec. 4. A person may apply to the department for permission to use the trademark.

As added by P.L.23-1987, SEC.2.

IC 4-4-19-5**Rules**

Sec. 5. The department may adopt rules under IC 4-22-2 or establish policies to provide:

- (1) the conditions under which the trademark may be used, which may include such criteria as the extent to which the product is actually produced or assembled in Indiana; and
- (2) a procedure under which application for use of the trademark may be made.

As added by P.L.23-1987, SEC.2.